

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF MISSISSIPPI  
ABERDEEN DIVISION

REGINA WILLIAMS, Individually and on  
Behalf of the Wrongful Death Beneficiaries of  
SAMANTHA CRUZ

PLAINTIFF

v.

Civil No. 1:17-cv-00179-GHD-DAS

BRYAN ANDERSON, *et. al*

DEFENDANTS

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**ORDER GRANTING IN PART AND DENYING IN PART DEFENDANTS' MOTIONS TO  
DISMISS**

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In accordance with the memorandum opinion issued this day, the Court ORDERS that:

1. Defendants Alcorn County and Mackie Sexton's Motion to Dismiss [64] is GRANTED with respect to Plaintiff's constitutional claims and claims for punitive damages and DENIED with respect to Plaintiff's state law negligence claim;
2. Plaintiff's constitutional claims and claims for punitive damages against Defendant's Alcorn County and Mackie Sexton are DISMISSED;
3. Defendants Tippah County, Donald Austin, Josh Bateman, Karl Gailard, Billy Johnson, Jeremy Rainey, and Jonathan Stanford's Motion for Judgment on the Pleadings [68] is DENIED insofar as it seeks a judgment on Plaintiff's negligence claims, but GRANTED with respect to punitive damages based on those negligence claims;
4. Plaintiff's punitive damages claims based on the Tippah County Defendants' negligence are DISMISSED;
5. Defendant Bryan Anderson's Motion to Dismiss [78] is GRANTED with respect to Plaintiff's constitutional claims and claims for punitive damages against him and DENIED with respect to Plaintiff's state law negligence claim; and
6. Plaintiff's constitutional claims and claims for punitive damages against Anderson are DISMISSED.

SO ORDERED, this, the 4 day of September, 2018.

  
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SENIOR U.S. DISTRICT JUDGE